## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UN	IITED STATES OF AMERICA	)	
	Plaintiff,	) 8:10CR146 )	
	vs.	) DETENTION ORDER	
RIC	CHARD COSTANZO,		
	Defendant.	}	
A.	Order For Detention After conducting a detention hearing pursua Act on April 26, 2010, the Court orders the a to 18 U.S.C. § 3142(e) and (i).		
B.	The Court orders the defendant's detention  X By a preponderance of the evide conditions will reasonably assure the	n because it finds: ence that no condition or combination of e appearance of the defendant as required. at no condition or combination of conditions	
C.	(Count I) carries a mining and maximum of life impromote prostitution (Count 1952(a)(3)(A) each carrimprisonment; interstate prostitution (Count III) in maximum sentence of te travel in interstate comm (Count VI) in violation of sentence of ten years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C. sentence of twenty years imprisonment; and mon violation of 18 U.S.C.	es Report, and includes the following: e offense charged: violation of 18 U.S.C. §§ 371 and 2423(e) num sentence of ten years imprisonment prisonment; using an interstate facility to unts II, IV and V) in violation of 18 U.S.C. § ying a maximum sentence of five years e transportation with intent to promote n violation of 18 U.S.C. § 2421 carries a en years imprisonment; enticing a minor to nerce with intent to engage in prostitution f 18 U.S.C. § 2422(b) carries a minimum imprisonment and a maximum of life ney laundering (Counts VII and VIII) in § 1956(a)(1)(B) each carry a maximum imprisonment. Fiviolence- See 18 U.S.C. § 3156(a)(4)(C). arcotic drug. rge amount of controlled substances, to with inst the defendant is high.	

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		The defendant does not have any significant community ties.  Past conduct of the defendant:  The defendant has a history relating to drug abuse.  The defendant has a history relating to alcohol abuse.  The defendant has a significant prior criminal record.  The defendant has a prior record of failure to appear at court proceedings.  (b) At the time of the current arrest, the defendant was on:
		Probation Parole
		Supervised Release
		(c) Other Factors:
		The defendant is an illegal alien and is subject to
		deportation The defendant is a legal alien and will be subject to deportation if convicted.
		The Bureau of Immigration and Custom Enforcement
		(BICE) has placed a detainer with the U.S. Marshal.
		Other:
<u>X</u>	(4)	The nature and seriousness of the danger posed by the defendant's release are as follows: the nature of the charges in the Indictment, the defendant's domestic abuse history, the defendant's possession of firearms and dangerous weapons, and the defendant's history of threats to other individuals.
X	(5)	Rebuttable Presumptions
	( )	In determining that the defendant should be detained, the Court also relied
		on the following rebuttable presumption(s) contained in 18 U.S.C. § 3142(e) which the Court finds the defendant has not rebutted:
	X	(a) That no condition or combination of conditions will reasonably
		assure the appearance of the defendant as required and the safety
		of any other person and the community because the Court finds that the crime involves:
		X (1) A crime of violence ( <b>See</b> 18 U.S.C. § 3156(a)(4)(C); or
		(2) An offense for which the maximum penalty is life
		imprisonment or death; or (3) A controlled substance violation which has a maximum
		penalty of 10 years or more; or
		<ul> <li>(4) A felony after the defendant had been convicted of two or more prior offenses described in (1) through (3) above, and the defendant has a prior conviction for one of the crimes mentioned in (1) through (3) above which</li> </ul>
		is less than five years old and which was committed while the defendant was on pretrial release.

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

1. The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and

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- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: April 27, 2010.

BY THE COURT:

s/ Thomas D. Thalken United States Magistrate Judge